

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David M. GOLDENBERG et al.
Title: ALPHA OR BETA EMITTERS ATTACHED TO FRAGMENTS
IN RADIOIMMUNOTHERAPY
Prior Appl. No.: 09/588,565
Prior Appl. Filing Date: 06/07/2000
Examiner: Unassigned
Art Unit: Unassigned

PRELIMINARY REMARKS

Mail Stop PATENT APPLICATION
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

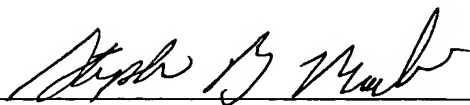
Sir:

Applicants request that the following remarks be considered prior to examination on the merits. The present method of treatment claims are based upon the composition claims of the parent Application No. 09/588,565, which were allowed on July 28, 2003. Because the composition claims were found to be patentable, applicants urge that under the guidelines of *In re Ochiai*, the present method of treatment claims should be found allowable over the prior art.

Respectfully submitted,

Date December 1, 2003

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